

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

COMMISSARIAT À L'ENERGIE
ATOMIQUE,

Plaintiff,

v.

TATUNG COMPANY, et al.,

Defendants.

Civil Action No. 04-099-JJF-MPT

STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), plaintiff Commissariat à l'Energie Atomique ("CEA") and defendants Toshiba America Inc., Matsushita Electric Corporation of America, Matsushita Electric Industrial Co., Ltd., and JVC Americas Corp. (collectively "Answering Defendants"), by and through their undersigned attorneys and subject to the approval of this Court, hereby STIPULATE TO THE DISMISSAL, WITH PREJUDICE, of the claims and counterclaims in the above-captioned matter as between CEA and the Answering Defendants, each of which is to bear its own attorneys' fees and costs.

BAYARD, P.A.

/s/ Richard D. Kirk (rk0922)
Richard D. Kirk
222 Delaware Avenue, Suite 900
Wilmington, DE 19899-5130
(302) 888-6960
rkirk@bayardlaw.com
Attorneys for Plaintiff
Commissariat à l'Energie Atomique

POTTER ANDERSON & CORROON, LLP

/s/ Richard L. Horwitz (rh2246)
Richard L. Horwitz
David E. Moore
1313 N. Market St.
Hercules Plaza, 6th Floor
Wilmington, DE 19899
(302) 984-6000
rhorwitz@potteranderson.com
Attorneys for Defendants
Toshiba America Inc., Matsushita Electric Corporation of America, Matsushita Electric Industrial Co., Ltd., and JVC Americas Corp.

APPROVED AND SO ORDERED, this ____ day of April, 2008.

United States Magistrate Judge